

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

BYRON SMITH, Individually and as
Personal Representative of the Estate of
India N. Smith, *et al.*

v.

ST. JUDE MEDICAL CARDIAC RHYTHM
MANAGEMENT DIVISION, *et al.*

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Civil Case No. CCB-12-1746

ORDER

For the reasons stated in the accompanying memorandum, it is, this 13th day of March, 2013, ORDERED that:

- (1) defendant St. Jude's Motion to Dismiss [ECF No. 14] is **Granted**;
- (2) defendant Lifewatch's Motion to Dismiss [ECF No. 22] is **Denied without prejudice**;
- (3) plaintiffs may have 21 days to amend their complaint to reflect compliance with the MHCMCA; and
- (4) following the amendment, the case will be stayed.

_____/s/
Catherine C. Blake
United States District Judge